

# IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_\_\_

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. \_\_\_\_\_

## RESOLUTION CONFIRMING REPORT OF SUPERINTENDENT OF STREETS FOR SIDEWALK REPAIRS IN THE CREEKSIDE RANCH AND APPROVING AGREEMENTS FOR RELEASE OF LIEN

### RECITALS:

The following resolution is now offered and read:

**WHEREAS**, pursuant to California Streets and Highways Code Section 5610, property owners are responsible to maintain sidewalks adjacent to their property in such a condition that they do not endanger persons or property and maintain them in a condition which will not interfere with the public convenience; and

**WHEREAS**, sidewalks existed in the Creekside Ranch development in Templeton that were not maintained in accordance with California Streets and Highways Code Section 5610; and

**WHEREAS**, the Superintendent of Streets notified each property owner or person in possession of property fronting any such sidewalk to repair the sidewalk in accordance with California Streets and Highways Code Sections 5611 through 5614; and

**WHEREAS**, when the required repairs were not commenced and prosecuted to completion with due diligence as required by the notices to repair, the Superintendent of Streets performed the repairs pursuant to California Streets and Highways Code Section 5615; and

**WHEREAS**, upon completion of the repairs, the Superintendent of Streets notified each property owner or person in possession of property fronting any such repaired sidewalk of the cost of the repairs in accordance with California Streets and Highways Code Section 5616; and

**WHEREAS**, Section 5617 of the California Streets and Highways Code authorizes and directs the Superintendent of Streets to file with the legislative body a

report specifying the repairs which have been made, the cost of the repairs, a description of the real property in front of which the repairs have been made and the assessment against each lot or parcel of land to be levied to pay the cost thereof; and

**WHEREAS**, a public hearing was duly noticed and conducted by the Board of Supervisors of the County of San Luis Obispo on January 27, 2015 to consider the report of the Superintendent of Streets; and

**WHEREAS**, at said hearing, the Board of Supervisors heard and received written protests, objections, and evidence, which were raised by property owners liable to be assessed for the making of the repair and any other interested persons; and

**WHEREAS**, the Board of Supervisors has duly considered the matter.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. That the recitals set forth hereinabove are true, correct and valid.
2. That the report prepared by the Superintendent of Streets attached hereto as Exhibit A is confirmed; and that the assessments against each lot or parcel of land set forth therein shall be levied, subject to paragraph 4 below.
3. That the Agreements for Release of Lien executed and submitted to the County as of the date of this Resolution are approved; and that the Superintendent of Streets or his designee is authorized to execute said agreements on behalf of the County; and
4. That the assessment against each lot or parcel of land set forth in the report for which the property owner has signed an Agreement for Release of Lien as of the date of this Resolution is waived and shall not be levied.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL  
County Counsel

By:   
Deputy County Counsel

Dated: January 9, 2015

L:\TRANS\JAN15\BOS\Creekside Ranch Sidewalk Rpr Hearing rsl.docx.ds.taw

STATE OF CALIFORNIA,        }  
County of San Luis Obispo,        ss.

I, \_\_\_\_\_, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

Board  
(SEAL)

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk of the  
of Supervisors

By \_\_\_\_\_  
Deputy Clerk.

## Exhibit A

### Report of Superintendent of Streets

The following is a report specifying the repairs which have been made to sidewalks within the Creekside Ranch development in Templeton, the costs of the repairs, a description of the real property in front of which the repairs have been made and the assessment against each parcel of land proposed to be levied in accordance with Section 5617 of the California Streets and Highways Code.

#### Repairs which were made:

Saw cut existing concrete sidewalk panels at joints to remove raised areas and the replacement of entire sidewalk panels.

#### Costs of the repairs:

The cost of the sidewalk repair was \$25,627.20.

#### Description of the real property:

See attached list of properties.

#### Assessment against each property:

See attached list of properties.

# Creekside Ranch Properties

APN	ROAD NO.	PHYSICAL ADDRESS		TOTAL COST OF REPAIRS
040213014	5391	156 Cattail Rd	*	\$ 392.89
040212033	5391	235 Cattail Rd		\$ 434.14
040213012	5391	128 Cattail Rd	*	\$ 1,088.67
040212025	5393	240 Granite Rd		\$ 1,066.17
040212042	5393	215 Granite Rd		\$ 72.19
040212024	5393	230 Granite Rd	*	\$ 426.64
040212028	5394	375 Whitewater Rd	*	\$ 761.41
040213009	5391	125 Cattail Rd	*	\$ 26.25
040212036	5391	215 Cattail Rd	*	\$ 29.50
040212027	5393	260 Granite Rd		\$ 75.01
040212013	5393	285 Granite Rd		\$ 105.00
040213015	5391	170 Cattail Rd	*	\$ 385.39
040212010	5394	350 Whitewater Rd		\$ 778.28
040212016	5393	255 Granite Rd	*	\$ 710.78
040212031	5391	247 Cattail Rd		\$ 569.15
040212012	5394	380 Whitewater Rd		\$ 1,083.05
040213004	5392	330 Tadpole Ln	*	\$ 30.00
040212034	5391	227 Cattail Rd	*	\$ 422.89
040212015	5393	265 Granite Rd		\$ 755.78
040212054	5391	240 Cattail Rd	*	\$ 1,118.67
040212011	5394	360 Whitewater Rd		\$ 355.39
040212030	5394	335 Whitewater Rd		\$ 392.89
040212008	5394	310 Whitewater Rd	*	\$ 411.49
040212052	5391	220 Cattail Rd	*	\$ 746.41
040212023	5393	220 Granite Rd	*	\$ 402.27
040212055	5391	250 Cattail Rd		\$ 385.39
040212056	5391	260 Cattail Rd		\$ 1,148.67
040212022	5393	210 Granite Rd		\$ 11.25
040213019	5391	175 Cattail Rd	*	\$ 563.52
040212057	5391	270 Cattail Rd	*	\$ 1,776.95
040212038	5393	249 Granite Rd	*	\$ 1,421.56
040213005	5392	350 Tadpole Ct	*	\$ 45.00
040212014	5393	275 Granite Rd		\$ 1,219.92
040212035	5391	225 Cattail Rd		\$ 772.58
040213008	5392	333 Tadpole Ct	*	\$ 782.03
040212029	5394	355 Whitewater Rd		\$ 385.39
040212009	5394	330 Whitewater Rd		\$ 355.39
040212053	5391	230 Cattail Rd	*	\$ 60.00
040213010	5391	115 Cattail Rd		\$ 452.90
040212051	5391	210 Cattail Rd		\$ 755.78
040212041	5393	225 Granite Rd	*	\$ 1,144.93
040212026	5393	250 Granite Rd	*	\$ 1,103.67
040212039	5393	245 Granite Rd	*	\$ 415.39
040213013	5391	142 Cattail Rd	*	\$ 186.57
TOTAL				\$ 25,627.20

\* Signed Agreement for Release of Lien Received from Owner